



FILE COPY

SECTOR

PATENT

Docket No. 24180-044002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Galloway et al.

U.S. Patent Application Serial No.  
09/369,980

Filed: July 30, 1999

For: Multilayer Thermoplastic Films  
and Packages Made Therefrom

Examiner: Unassigned

Group Art Unit: 1772

Certificate of Hand Delivery

I, hereby certify that this correspondence (along with any documents referred to as being attached or enclosed) is being hand delivered to Ms. Marcia Robinson located at Assistant Commissioner for Patents, Washington, D.C. 20231, on the date of my signature

Signature

Date of Signature

**RESPONSE TO NOTICE FO INCOMPLETE APPLICATION**

Assistant Commissioner for Patents  
Washington, DC 20231  
Attn: Initial Patent Examination Division (P. Britton)

Dear Sirs:

In response to Notice of Incomplete Application dated August 24, 1999 (copy enclosed), Applicants submits herewith a copy of U.S. Serial No. 08/899,410.

A fee in the amount of \$130.00 and any additional fee which may be due or any other charges in connection with the submission of this response should be charged to Deposit Account No. 13-0206. A duplicate copy of this communication is enclosed for that purpose.

Respectfully submitted,

Date: September 21, 1999

By: Joy Ann G. Serauskas  
Joy Ann G. Serauskas  
Registration No. 27,952  
Patent Agent for the Applicant(s)  
McDermott, Will & Emery  
227 West Monroe Street  
Chicago, IL 60606-9815  
312-372-2000 (telephone)  
312-984-7700 (facsimile)

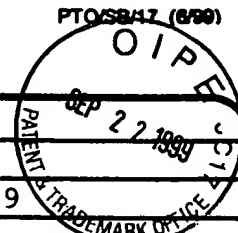
# FEE TRANSMITTAL for FY 1999

Patent fees are subject to annual revision.  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/08-12.  
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$ 130.00

## Complete If Known

Application Number 09/369,980  
Filing Date July 30, 1999  
First Named Inventor Galloway, Deane E.  
Examiner Name Unassigned  
Group / Art Unit 1773  
Attorney Docket No. 24180-4400



### METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 13-0206

Deposit Account Name McDermott Will Emery

- ☒ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 760	201 380	Utility filing fee	
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 760	208 380	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$)

#### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20**	X	
Multiple Dependent	-3**	X	

\*\*or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
103 18	203 9	Claims in excess of 20	
102 78	202 39	Independent claims in excess of 3	
104 260	204 130	Multiple dependent claim, if not paid	
109 78	209 39	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 280	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	\$130.00
123 50	123 50	Petitions related to provisional applications	
125 240	125 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 760	246 380	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 760	249 380	For each additional invention to be examined (37 CFR § 1.129(b))	

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00

### SUBMITTED BY

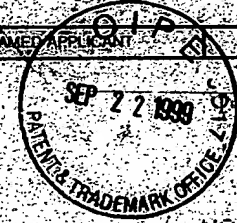
Name (Print/Type)	Registration No. (Attorney/Agent)	Telephone	Date
Joy Ann S Serauskas	27,952	312-372-7000	Sept. 21, 1999
Signature	Joy Ann S. Serauskas		

Complete (if applicable)



UNITED STATES DEPARTMENT OF COMMERCE  
 Patent and Trademark Office  
 Address: COMMISSIONER OF PATENTS AND TRADE MARKS  
 Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
89/369,980	07/30/99	GALLWAY	24180-044002



JOY ANN G SERAUSKAS  
 McDERMOTT WILL & EMERY  
 227 WEST MONROE STREET  
 SUITE 4400  
 CHICAGO IL 60606

0232/0824

NOT ASSIGNED

1772  
 DATE MAILED: 08/24/99

**NOTICE OF INCOMPLETE APPLICATION**

A filing date has NOT been assigned to the above identified application papers for the reason(s) indicated below:

All of the items noted below and a newly executed oath or declaration covering the items, unless otherwise indicated, must be submitted within **TWO MONTHS** of the date of this Notice, or proceedings on the application will be terminated (37 CFR 1.53 (e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the items required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(i)). If the petition states that the application is complete, a request for refund of the petition fee may be included in the petition.

- ☒ 1. The specification (description and claims):
  - ☒ a. is missing.
  - ☒ b. does not include a written description of the invention.
  - ☒ c. does not include at least one claim as prescribed by 35 U.S.C. 112.

A complete specification (including at least one claim in a nonprovisional application) as prescribed by 35 U.S.C. 112 is required.

- ☐ 2. The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented."  
 Applicant should reconsider whether drawings are necessary under 35 U. S. C. 113 (first sentence).

- ☐ 3. OTHER: \_\_\_\_\_

Additional observations on the above-identified application papers:

- ☐ 1. Pages \_\_\_\_\_ of the specification are missing.
- ☐ 2. Figures \_\_\_\_\_ described in the specification are missing.

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

Enclosed:

- ☐ "General Information Concerning Patents." See page \_\_\_\_\_
- ☐ "Notice to File Missing Parts of Application." Form PTO-1532.
- ☐ "Checklist for Patent Applications."
- ☐ Other: \_\_\_\_\_

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

**A copy of this notice MUST be returned with the reply.**

09/1/1999 TTRM1 00000026 150206 09369980 130.00 CH